

**RESOLUTION 11:2 - #3 OF 2016**

**A RESOLUTION OF THE TOWN BOARD: (I) DETERMINING THAT THE DRAFT ENVIRONMENTAL IMPACT STATEMENT (“DEIS”) FOR THE HUDSON HERITAGE PROJECT IS COMPLETE FOR THE PURPOSE OF COMMENCING PUBLIC REVIEW; (II) SCHEDULING A PUBLIC HEARING CONCERNING THE DEIS, DEVELOPMENT MASTER PLAN APPLICATION AND ZONING PETITION FOR DECEMBER 7, 2016; AND (III) INSTRUCTING TOWN STAFF TO CIRCULATE NOTICES OF COMPLETION AND PUBLIC HEARING, AS WELL AS FILE COPIES OF THE DEIS IN ACCORDANCE WITH 6 N.Y.C.R.R. SECTION 617.12**

**WHEREAS**, EFG/DRA Heritage, LLC (“EFG/DRA”) is the owner of the approximately 156-acre site of the former Hudson River State Hospital on Route 9 in the Town of Poughkeepsie (the “Site”); and

**WHEREAS**, the Site is located in the Historic Revitalization Development District (“HRDD”) under the Town Code of the Town of Poughkeepsie (“Town Code”); and

**WHEREAS**, EFG/DRA is proposing various amendments to the HRDD Regulations in the Town Code, and proposing to redevelop the Site as mixed-use, pedestrian-friendly, residential and commercial development (collectively, the “Project”); and

**WHEREAS**, on June 5, 2015, EFG/DRA provided the Town Board with a Development Master Plan Application (“Application”), Petition for a Zoning Amendment (“Petition”) and a Long Environmental Assessment Form (“EAF”) Part 1, setting forth technical details pertaining to the potential environmental impacts of the Project; and

**WHEREAS**, by Resolution adopted on June 17, 2015, the Town Board referred the Application and Petition to the Town Planning Board for review and comment pursuant to New York State and Town law requirements; and

**WHEREAS**, by Resolution adopted on July 22, 2015, the Town Board designated itself Lead Agency for review of the Project under the New York State Environmental Quality Review Act (“SEQRA”) pursuant to 6 N.Y.C.R.R. Section 617.6, and issued a Positive Declaration

requiring the preparation of an Environmental Impact Statement (“EIS”) pursuant to 6 N.Y.C.R.R. Section 617.7; and

**WHEREAS**, on August 19, 2015, the Town Board held a public scoping session to identify potentially significant adverse environmental impacts related to the Project that are to be addressed in the EIS, and thereafter accepted written comments through August 31, 2015; and

**WHEREAS**, the Town Board adopted a Final Scope in accordance with 6 N.Y.C.R.R. Section 617.8 on September 16, 2015; and

**WHEREAS**, EFG/DRA submitted a “Draft Environmental Impact Statement for the Hudson Heritage Project” (the “DEIS”) to the Town Board on October 25, 2016; and

**WHEREAS**, the Town Board, its independent consultants, and special counsel reviewed the DEIS to determine whether to accept it as “adequate with respect to its scope and content for the purpose of commencing public review” pursuant to 6 N.Y.C.R.R. Section 617.9(a)(2); and

**WHEREAS**, having received a complete Development Master Plan Application and Zoning Petition, the Town Board must conduct a public hearing on both items pursuant to Sections 210-66 and 210-153 of the Town Zoning Code;

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Town Board hereby determines that the information submitted in the DEIS is complete and adequate with respect to its scope and content for the purpose of commencing public review pursuant to 6 N.Y.C.R.R. Section 617.9(a)(2);

2. The Town Board shall conduct a Public Hearing on the DEIS, the Application and the Petition on December 7, 2016 at Town Hall, 1 Overocker Road, Poughkeepsie, NY 12603 at 7:00 p.m., where public comment will be heard regarding said items;

3. The Town Board directs that the DEIS, and the attached Notice of Completion and Notice of Public Hearing for the DEIS relative to the Project, shall be filed, published and circulated in accordance with the requirements of 6 N.Y.C.R.R. Sections 617.9 and 617.12, notifying the public, among other things, that (i) the Town Board shall hold a Public Hearing on the DEIS on December 7, 2016 at Town Hall, 1 Overocker Road, Poughkeepsie, NY

12603 at 7:00 p.m., where public comment will be heard regarding the DEIS, and (ii) written comments on the DEIS are requested as of November 3, 2016, and will be accepted by the Town Board for at least ten (10) days following the close of the Public Hearing;

4. The Town Board hereby directs the appropriate Town Staff to arrange to: (i) publish the Notice of Completion and Notice of Public Hearing at least fourteen (14) calendar days in advance of the hearing date in a newspaper of general circulation, as well as publish such Notices as required in the Environmental Notice Bulletin (ENB); (ii) have copies of the DEIS filed with the New York State Department of Environmental Conservation, and the Office of the Town Clerk for public review; (iii) have a copy of the DEIS, Notice of Completion and Notice of Public Hearing circulated to all involved and interested agencies; and (iv) have the DEIS posted on the City's website at: <http://www.townofpoughkeepsie.com>; and

5. The Town Board hereby directs the appropriate Town Staff, in conjunction with EFG/DRA, to arrange, pursuant to New York State and Town law, that the proper notification be distributed to the public and all required municipal and governmental agencies indicating that the Town Board will be conducting a Public Hearing on December 7, 2016 concerning the Application and Petition.

Dated: \_\_\_\_\_

Moved: \_\_\_\_\_

Seconded: \_\_\_\_\_

Ayes \_\_\_\_\_ Nays \_\_\_\_\_

DJC/mem  
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m-11/2/2016  
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	AYE	NAY
Councilman Baisley	_____	_____
Councilman Carlos	_____	_____
Councilman Conte	_____	_____
Councilman Cifone	_____	_____
Councilman Lepore	_____	_____
Councilwoman Shershin	_____	_____
Supervisor -vacant	_____	_____